

HOUSE JOURNAL

EIGHTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FOURTH DAY — WEDNESDAY, JANUARY 18, 2017

The house met at 10:03 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 15).

Present — Mr. Speaker(C); Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Workman; Wray; Wu; Zedler; Zerwas.

Absent, Excused — King, P.; Paddie; Sheffield; Stucky; Wilson.

Absent — Dukes.

The speaker recognized Representative Cosper who introduced Dr. Randy Wallace, senior pastor, First Baptist Church, Killeen, who offered the invocation.

The speaker recognized Representative Thierry who led the house in the pledges of allegiance to the United States and Texas flags.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business in the district:

Sheffield on motion of Miller.

Wilson on motion of Hefner.

The following member was granted leave of absence for today because of personal business:

P. King on motion of Morrison.

The following member was granted leave of absence for today to attend a funeral:

Stucky on motion of Lambert.

The following member was granted leave of absence for today because of illness:

Paddie on motion of White.

CAPITOL PHYSICIAN

The speaker recognized Representative Hinojosa who presented Dr. Elliot Trester of Austin as the "Doctor for the Day."

The house welcomed Dr. Trester and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

(Bailes in the chair)

ADDRESS BY REPRESENTATIVE FALLON

The chair recognized Representative Fallon who addressed the house, speaking as follows:

Members, this is one of the saddest things that I've had to share with you all. Texas and Denton County lost one of our own last night, a hero. Detective Jerry Walker was killed responding to a domestic disturbance call, and I just wanted to share with you a little bit about Jerry Walker. Jerry was an 18-year veteran of the Little Elm police force and before that, before serving us and the community, he also served in the United States military. He's got four children, the oldest is 22 and the youngest is only two months old. So it's just heartbreaking to hear the news.

The mayor of Little Elm called me last night because we thought that there was a chance Jerry could make it. And we're devastated. Now is the time, obviously, to grieve and to mourn and to remember, but last night it hit me that I'd be remiss if I didn't say that we have to stop turning the world upside down in claiming that the bad guys are good and the good guys are bad. We know who the good guys are. We ask the women and men in law enforcement who go into harm's way to protect us, and they do so for very little pay. They do so out of a commitment to serve and to make a difference and to protect the vulnerable and to make the world a better and safer place—in short, to be a force for good. And we lost one of our own last night and one of our finest.

And to those who've never lost their senses and realized what's going on, I know that everyone here grieves with us. Because it's not Little Elm that lost someone, and it's not House District 106, and it's not even Texas—it's this country. We lost one of our finest, somebody that dedicated their life to serving

others and protecting those that couldn't protect themselves. So the fallen are the best amongst us, and that's the truth, and that's the reality, and that's why we're so brokenhearted today—I mean, absolutely brokenhearted.

Detective Walker, rest in peace, my friend, and rest easy. Yours was a life very well lived. God bless you.

Representative Simmons addressed the house, speaking as follows:

I just want to echo Representative Fallon's remarks and appreciate your prayers for his family. We will be getting you any information regarding a memorial that will be taking place where you might be able to send your condolences.

REMARKS ORDERED PRINTED

Representative Leach moved to print remarks by Representative Fallon and Representative Simmons.

The motion prevailed.

HCR 47 - ADOPTED (by Geren)

Representative Hunter moved to suspend all necessary rules to take up and consider at this time **HCR 47**.

The motion prevailed.

The following resolution was laid before the house:

HCR 47, Granting the legislature permission to adjourn for more than three days during the period beginning on Wednesday, January 18, 2017, and ending on Tuesday, January 24, 2017.

HCR 47 was read and was adopted by (Record 16): 138 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Dutton; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Cain.

Present, not voting — Mr. Speaker; Bailes(C).

Absent, Excused — King, P.; Paddie; Sheffield; Stucky; Wilson.

Absent — Deshotel; Dukes; Farrar; Giddings.

STATEMENTS OF VOTE

When Record No. 16 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 16 was taken, I was in the house but away from my desk. I would have voted yes.

Giddings

HR 96 - ADOPTED (by Lucio)

Representative Longoria moved to suspend all necessary rules to take up and consider at this time **HR 96**.

The motion prevailed.

The following resolution was laid before the house:

HR 96, Congratulating Tommy Ramirez Jr. on his retirement from the Cameron County Juvenile Justice Department.

HR 96 was adopted.

ADJOURNMENT

Representatives Fallon and Geren moved that the house adjourn until 2 p.m. Tuesday, January 24 in memory of Jerry Walker of Little Elm and Josh Harbuck of Aledo.

The motion prevailed.

The house accordingly, at 10:24 a.m., adjourned until 2 p.m. Tuesday, January 24.